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PARALEGAL

August 5, 2008

Mr. Charles Marshall  
President  
Forrest County Board of Supervisors  
P.O. Box 1310  
Hattiesburg, MS 39403

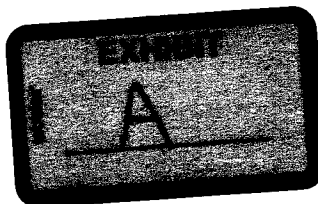
Mr. Billy McGee  
Sheriff of Forrest County  
316 Fourth Street  
Hattiesburg, MS 39401

Re: Notice of Intent to Sue

Dear Sirs:

This letter is to advise that my client will institute a claim against the Forrest County Board of Supervisors and Mr. Billy McGee as Sheriff of Forrest County, Mississippi, for assault and battery, false arrest, and violation of the civil and constitutional rights of Mr. Willie Charles Breland. Mr. Breland's residence at the time of the injury and at the present time is 111 Barnes Circle, Hattiesburg, MS 39401.

On December 15, 2007, Captain Glen Moore entered the Climax Bar and arrested Mr. W. C. Breland. The Climax Bar was owned and operated by Mr. W. C. Breland, and he was not engaged in criminal activity at the time of the injury and his unlawful arrest. Mr. Breland's rotator cuff was injured during the arrest. Captain Moore acted in reckless disregard for the safety and well-being of Mr. Breland. Mr. Breland was never brought to trial and was never allowed due process of law to substantiate his innocence. Further, his clientele was harassed upon exiting the Climax Bar, and this caused economic loss to his business. The harassment of his clientele was a result of the unconstitutional malicious, arbitrary, and capricious actions of the Forrest County Sheriff's Office.



STATE OF MISSISSIPPI

COUNTY OF HARRISON

**AFFIDAVIT OF DAVID WHITE**

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the aforesaid jurisdiction the within named AFFIANT, Joseph Davis, who after first being duly sworn, deposes and states upon his oath the following, to-wit:

1. My name is David White. I am above the age of 21 and have personal knowledge of the facts set forth in this Affidavit. I am competent in all respects to make this Affidavit.

I, David White, have known W. C. Breland for more than twenty years, and I have worked with him on different jobs. On Thursday, December 15, 2007, I was working as bartender for W. C. Breland at the Climax Bar. I had worked for Mr. Breland at the Climax lounge for more than twenty years.

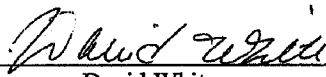
2. On the night of December 15, 2007, several Forrest County deputy sheriff cars arrived. Five or six deputies got out of their cars and waited outside the bar. Deputy Glenn Moore came into the bar and watched while I served a customer. At approximately 12:05 a.m. I sold a wine cooler to a female. Deputy Moore then came around the bar and placed me under arrest for selling beer after midnight. I was handcuffed and brought to the Forrest County Jail. I was booked and bonded out. I later pleaded guilty by paying a fine for selling beer after midnight.

3. During the trip to the jail Deputy Moore stopped to assist another sheriff's unit, and I asked him to loosen the handcuffs. He refused to loosen them.

4. During the trip to the jail, Deputy Moore began questioning me about particulars of the business, and I told him that I just worked there and did not know that it was against the law to sell after 12:00. He said that W. C. does not care about nobody but himself and he needed to be shut down. I believe the car that was stopped was from the Climax Bar.

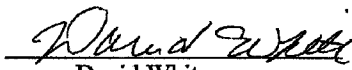
5. Further, Affiant sayeth not.

This the 13<sup>th</sup> day of August, 2009.

  
David White

STATE OF MISSISSIPPI  
COUNTY OF HARRISON

Personally appeared before me, the undersigned authority in and for the aforesaid jurisdiction, the within named David White, who, after first being duly sworn, stated on his oath that he has personal knowledge of the matters and things stated in the above and foregoing and that the matters and things stated therein are true to the best of his knowledge and belief.

  
David White

Sworn to and subscribed before me, this the 13<sup>th</sup> day of August, 2009.

  
Notary Public

My Commission Expires: 11-6-2012

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